

**VILLAGE OF CLEVELAND
MANITOWOC COUNTY, WISCONSIN**

ORDINANCE NO. 2016-O-01

**AN ORDINANCE TO AMEND TITLE 7, CHAPTER 4 – DIRECT SELLERS
OF THE VILLAGE OF CLEVELAND CODE OF ORDINANCES**

The Village Board of the Village of Cleveland, Manitowoc County, Wisconsin, pursuant to its police powers and Section 61.34, Wis. Stat., and Chapter 66 of the Wisconsin Statutes, do ordain as follows:

Section 1. The Village Board of Cleveland do amend Sec. 7-4-3 *Exemptions* and create Sec. 7-4-10 *Special event registration* of the Code of Ordinances of the Village of Cleveland, Manitowoc County, Wisconsin, as follows:

Sec. 7-4-3. *Exemptions* is amended to add the following:

- (k) Any person doing business at a special event, provided the event is authorized in advance by the Village Board.

Sec. 7-4-10. *Special event registration* is created as follows:

Sec. 7-4-10 Special event registration.

- (a) As an alternative to the registration requirements and procedures set forth in Sec. 7-4-4, organizations sponsoring special events such as community festivals, art and craft fairs, flea markets, exhibitions, or shows, may assume responsibility for registration of its authorized direct sellers for that event, as provided in this section:
 - (1) At least five (5) days prior to the special event, the sponsoring organization shall complete and return to the clerk a special event direct seller registration form furnished by the clerk containing the following information:
 - a. Sponsoring organization and contact information;
 - b. Date(s) and place of the special event;
 - c. Name and address of each authorized direct seller;
 - d. A brief description of the merchandise and any services being offered for sale; and
 - e. Any other information deemed necessary by the clerk.
 - (2) The sponsoring organization shall accompany the registration form with a fee of \$5.00 for each authorized direct seller to be registered for the event, along with a statement signed by each direct seller, appointing the clerk his/her agent to accept service of process in any civil action brought against the direct seller in connection with the direct seller's activities at the special event, if the direct seller cannot, after reasonable effort, be served personally.
 - (3) Last minute or unanticipated authorized direct sellers for the special event shall be permitted to be registered by the sponsoring organization with the clerk, using this special event procedure, provided the information, fees and required statement are provided to the clerk by the sponsoring organization within three business days after the direct seller becomes authorized by the sponsoring organization to participate at the event.
 - (4) No identification cards shall be issued under this special event registration procedure unless the clerk determines otherwise.

- (5) Failure on the part of the sponsoring organization to register its authorized direct sellers as provided in this section shall subject the organization to a penalty of \$10.00 per unregistered direct seller, in addition to the required \$5.00 fee. In addition, for knowing or intentional violations of this section, or knowing or intentional attempts to evade registration of its direct sellers, such organization may be prohibited from registering its authorized direct sellers for future events under this section.

Section 2. This ordinance shall become effective the day after posting as required by law.

Adopted this 9th day of February, 2016.

VILLAGE OF CLEVELAND

/S/ KATHY STOLZMANN

Kathy Stolzmann, Village President

ATTEST:

/S/ STACY GRUNWALD

Stacy Grunwald, Director of Village Services

MOTION: JOHN ADER/ANDY WILLIAMS

VOTE: 6 Ayes 0 Noes 0 Abstentions

EFFECTIVE DATE: FEBRUARY 18, 2016